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RESOLUTION NO. 08-171

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA UPHOLDING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 08-28 THAT DENIED ADJUSTMENTS ON PROPERTY LOCATED AT **340 EAST 65 STREET, HIALEAH, FLORIDA;** AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of November 12, 2008 entered a final decision, Decision No. 08-28, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

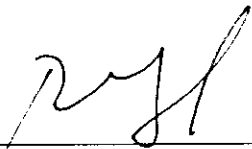
Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby uphold Final Decision 08-28 denying an adjustment of 4 feet as to the side setback, where at least 6 feet are required, and denying an adjustment of 3.1 feet, as to the rear setback, where at least 7.5 feet are required, for a proposed accessory building. The property located at 340 East 65 Street, Hialeah, Florida, zoned R-1 (One Family District).

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 9th day of December, 2008.

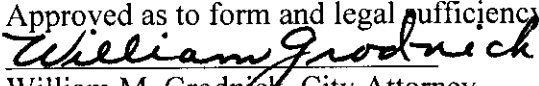

Carlos Hernandez
Council President

Attest:


Rafael E. Granado, City Clerk

Approved on this 11 day of December, 2008.


Mayor Julio Robaina

Approved as to form and legal sufficiency:

William M. Grodnick, City Attorney

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Resolution was adopted by a 5-0-2 vote with Councilmembers, Caragol, Cue, Gonzalez, Hernandez, and Yedra voting "Yes", and Councilmembers Casals-Muñoz and Garcia-Martinez abstained.